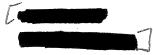


United States Government NATIONAL LABOR RELATIONS BOARD

Region 5 – Washington Resident Office 1099 14th Street, NW, Suite 5530

Washington, DC 20570



January 19, 2001

VIA FACSIMILE TRANSMISSION (516) 364-0466 AND FIRST CLASS MAIL

Mr. Alan Becker, Esq. Jackson Lewis Schnitzler & Krupman 1000 Woodbury Road, Suite 402 Woodbury, New York 11797

American Institute of Physics Cases 5-CA-29366

Dear Mr. Becker:

I am in receipt of your January 18, 2001 letter. You assert that several statements in my January 17, 2001 letter need clarification. My responses are numbered below.

- 1. I do not have specific names, times and dates when other employees used work time for personal pursuits.
- 2. The 8(a)(3) allegation does not refer to anything other than the article.
- 3. I have no copy of the rule.
- 4. On or about November 10, 1999, requested that accumulated vacation time be carried over to year 2000. request was denied. When claims that was not paid for this forfeited vacation time. also claims that was paid for only two of the four personal days and bonus days due. This issue concerns fair treatment and potential backpay.
- 5. Region 5 gives less weight to Position Statements than sworn affidavits that are given to a Board agent under oath.

Please contact me if you are in need of any further clarification.

Very truly yours,

Thomas P. McCarthy

Thomas P. M. Carthy

Field Attorney